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Attorneys for Mary Hendow and Julie Albertson, Relators

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF
AMERICA, *ex rel.* MARY
HENDOW and JULIE
ALBERTSON,

Plaintiffs,

VS.

UNIVERSITY OF PHOENIX and
DOES 1-500, Inclusive,

Defendants

1 Case No. CIV.S-03-0457 GEB
2 DAD

3 STIPULATION TO TWO-WEEK
4 CONTINUANCE OF HEARING
5 ON DEFENDANT'S MOTION TO
6 DISMISS RELATORS' SECOND
7 AMENDED COMPLAINT
8 PURSUANT TO FED. R. CIV. P.
9 12(b)(1); [PROPOSED]
10 ORDER

11 Judge: Hon. Garland E.
12 Burrell

13 Place: Courtroom 10

14 Original Date: June 11, 2007

15 New Date: June 25, 2007

16 Time: 9:00 a.m.

17 WHEREAS, Defendant University of Phoenix on March 22, 2007, filed a Rule 12(b)

18 (1) motion to dismiss Relators' Second Amended Complaint, which motion was originally
19 noticed for hearing before this United States District Court on April 30, 2007;

20 WHEREAS, this Court *sua sponte* continued the hearing on such motion to June 11,
21 2007;

22 WHEREAS, Relators on May 23, 2007, retained new counsel to join the case as co-
23 counsel for Relators,

24 WHEREAS, such new counsel for Relators are the firms of Leiff Cabraser, LLP,
25 Altshuler Berzon, LLP, and McGuinn, Hillsman & Palefsky, LLP, respectively;

26 WHEREAS, Robert Nelson of Leiff Cabraser today apprised lead defense counsel
27 Timothy Hatch, of Gibson Dunn & Crutcher, of Relators' new counsel's desire for a two-weeks
28 continuance of the subject June 11, 2007, hearing, to June 25, 2007, in order that new counsel
may review, and have some input on, Relators' opposition to the pending motion;

29 WHEREAS, undersigned Relators' counsel Daniel Bartley on May 23, 2007, confirmed
30 with the Court, via a telephone call to Ms. Shani Furstenau, Courtroom Deputy Clerk, that the
31 Court is available on June 25 and that such continuance to June 25 poses no problem;

32 THEREFORE, counsel hereby stipulate to such continuance, with the reciprocal
33 understanding that Relators shall file and serve their opposition on or before June 6, 2007, and
34 Defendant's reply shall be filed and served on or before June 18, 2007.

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2 DATED: May 23, 2007
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LIEFF CABRASER LLP

Robert Nelson

4 ALTSHULER BERZON
5

Michael Rubin

6 James Fineburg

7 Paul Leckman

8
9 NANCY G. KROP and
10 DANIEL ROBERT BARTLEY

11
12 ATTORNEYS FOR *QUI TAM* RELATORS
13 MARY HENDOW AND JULIE ALBERTSON

14 /s/ Daniel Bartley

15 By: _____

16 Daniel R. Bartley (CA Bar No. 79586)

17
18 DATED: May 23, 2007
19

STEVENS & O'CONNELL LLP

Charles A. Stevens

Bradley A. Benbrook

20 SNELL & WILMER, LLP
21

Christy Joseph

22 GIBSON, DUNN & CRUTCHER LLP
23

Timothy J. Hatch

24 Wayne W. Smith

James L. Zelenay, Jr.

26 ATTORNEYS FOR DEFENDANT
27 UNIVERSITY OF PHOENIX
28

/s/ Timothy Hatch

By:

Timothy J. Hatch (CA Bar No. 165369)

1 ORDER
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It is SO ORDERED.

4 The hearing on Defendant University of Phoenix's motion to dismiss is continued from
5 June 11, 2007, to June 25, 2007, 9:00 a.m.
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7 Relators shall e-file and e-serve their opposition on or before June 6, 2007, and
8 Defendant shall e-file and e-serve its reply on or before June 18, 2007.
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10 Dated: May 24, 2007
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12 GARLAND E. BURRELL, JR.
13 United States District Judge
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